

1 Christopher Seidman (SBN 98884)
2 Harmon & Seidman LLC
3 101 South Third Street, Suite 265
4 Grand Junction, Colorado 81501
5 Tel: (970) 245-9075
6 Fax: (970) 245-8086
7 E-mail: chris@harmonseidman.com

8 Robert W. Crockett (SBN 79918)
9 Harmon & Seidman LLC
10 33 Spindrift Passage
11 Corte Madera, California 94925
12 Tel: (415) 945-1830
13 E-mail: robert@harmonseidman.com

14 Alex Rice Kerr (SBN 264821)
15 Harmon & Seidman LLC
16 219 Vicksburg Street
17 San Francisco, California 94114
18 Tel: (415) 230-4760
19 E-mail: alex@harmonseidman.com

20 *Attorneys for Plaintiff Minden Pictures, Inc.*

21
22
23
24
25
26
27
28
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 MINDEN PICTURES, INC.,) Case No. CV 11-05385-WHA
2 Plaintiff,)
3 v.) PLAINTIFF MINDEN PICTURES, INC.'S
4 PEARSON EDUCATION, INC.,) NOTICE OF APPEAL TO THE UNITED
5 Defendant.) STATES COURT OF APPEALS FOR THE
6) NINTH CIRCUIT
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Notice is hereby given that Minden Pictures, Inc., Plaintiff in the above-named case ("Minden Pictures"), hereby appeals to the United States Court of Appeals for the Ninth Circuit from the final judgment entered in this action on the fifth day of March, 2013 in favor of Defendant Pearson Education, Inc. (Document 77) and from all interlocutory orders that gave rise to that judgment, including but not limited to the Order Granting in Part and Denying in Part Motion for Leave to File Third Amended Complaint and Vacating Hearing entered on January 7, 2013 (Doc.

1 57) insofar as the order denied leave to amend; and the Order Granting Defendant's Motion for
2 Summary Judgment entered on March 5, 2013 (Doc. 76).

3 Date: March 21, 2013

4 Plaintiff Minden Pictures, Inc., by its attorneys,

5 s/ Robert W. Crockett

6 Robert W. Crockett (SBN 79918)
7 Harmon & Seidman LLC
8 33 Spindrift Passage
9 Corte Madera, California 94925
10 Tel: (415) 945-1830
11 E-mail: robert@harmonseidman.com

12 Christopher Seidman (SBN 98884)
13 Harmon & Seidman LLC
14 101 South Third Street, Suite 265
15 Grand Junction, Colorado 81501
16 Tel: (970) 245-9075
17 Fax: (970) 245-8086
18 E-mail: chris@harmonseidman.com

19 Alex Rice Kerr (SBN 264821)
20 Harmon & Seidman LLC
21 219 Vicksburg Street
22 San Francisco, California 94114
23 Tel: (415) 230-4760
24 E-mail: alex@harmonseidman.com

CERTIFICATE OF SERVICE

I am a resident of the State of California, over the age of 18 years, and not a party to the above-entitled action. My business address is 33 Spindrift Passage, Corte Madera, California 94925.

I hereby certify that on March 21, 2013 I caused the foregoing PLAINTIFF MINDEN PICTURES, INC.'S NOTICE OF APPEAL TO THE UNITED STATES COURT OF APPEALS FOR THE NINTH CIRCUIT to be filed via the CM/ECF system, which will serve a Notice of Electronic Filing to all counsel of record, including the following:

David W. Marston Jr.
Karl A. Schweitzer
Morgan, Lewis & Bockius LLP
1701 Market Street
Philadelphia, Pennsylvania 19103
Tel: (215) 963-5000
Fax: (215) 963-5001
E-mail: dmarston@morganlewis.com
kschweitzer@morganlewis.com

Sharon R. Smith
Andrew M. Purdy
Morgan, Lewis & Bockius LLP
One Market Street, Spear Street Tower
San Francisco, California 94105-1126
Tel: (415) 442-1000
Fax: (415) 442-1001
E-mail: srsmith@morganlewis.com
apurdy@morganlewis.com

I declare under penalty of perjury that I am a member of the bar of this Court and that the foregoing is true and correct.

Executed on March 21, 2013 at Corte Madera, California.

s/ Robert W. Crockett

Robert W. Crockett (SBN 79918)
Harmon & Seidman LLC
33 Spindrift Passage
Corte Madera, California 94925
Tel: (415) 945-1830
E-mail: robert@harmonseidman.com